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SEP 13 2004

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|                   |                                   |                  |                         |
|-------------------|-----------------------------------|------------------|-------------------------|
| <b>To:</b>        | Examiner Margaret V. EINSMANN     | <b>From:</b>     | Leonard R. Svensson     |
| <b>Fax:</b>       | (703) 872-9306                    | <b>Pages:</b>    | 4 including cover sheet |
| <b>Phone:</b>     |                                   | <b>Date:</b>     | September 13, 2004      |
| <b>Your Ref.:</b> | 09/402,674                        | <b>Our Ref.:</b> | 0365-0428P              |
| <b>Re:</b>        | Request for Continued Examination | <b>CC:</b>       |                         |
|                   | Under 37 CFR § 1.114              |                  |                         |

☐ Urgent    ☐ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

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• **Comments:** Please find attached a Request for Continued Examination Under 37 CFR § 1.114 in the above-identified application.

SEP 13 2004

MS RCE  
PATENT  
0365-0428P

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: KOISTINEN, Jari et al. Conf.: 6270  
Appl. No.: 09/402,674 Group: 1751  
Filed: October 8, 1999 Examiner: EINSMANN, M.V.  
For: POLYOL AND COMPLEX ESTERS FOR USE WITH,  
IN PARTICULAR, FLUORINATED REFRIGERANTS

REQUEST FOR CONTINUED EXAMINATION  
UNDER 37 C.F.R. § 1.114

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 13, 2004

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

Appl. No. 09/402,674

☒ The enclosed document is being transmitted via facsimile.

☒ Submission Required under 37 C.F.R. § 1.114:

☐ Do NOT enter the After Final Amendment(s) previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116.

Enter as part of the present submission:

☒ The After Final Amendment(s) previously filed on December 15, 2003, under 37 C.F.R. § 1.116 but unentered, in the present application.

☐ Arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

☐ A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:

|  | TOTAL<br>NUMBER OF<br>CLAIMS<br>PREVIOUSLY<br>PAID FOR | TOTAL<br>NUMBER OF<br>CLAIMS<br>BEING<br>FILED<br>HEREWITH | <u>NUMBER<br/>EXTRA</u> | Large Entity |     | Small Entity |     |
|--|--|--|-------------------------|--------------|-----|--------------|-----|
|  |  |  |                         | Rate         | Fee | Rate         | Fee |
| Total Claims   | 20   | =  |                         | X 18         | \$  | X 9          | \$  |
| Independent Claims   | 3  | =  |                         | X 86         | \$  | X 43         | \$  |
| <input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE<br>DEPENDENT CLAIM |  |  |                         | 290          | \$  | 145          | \$  |
| TOTAL CLAIM FEE(S)   |  |  |                         |              |     | \$0.00       |     |

☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.

☐ Other:

☐ Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ( ) months. (Period of suspension shall not exceed 3 months.)

Appl. No. 09/402,674

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

☐ \$385.00 - small entity☒ \$770.00 - large entity

- ☒ The applicant(s) hereby petition(s) for an extension of five (5) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$2,010.00 is required for the full period of the above-requested extension of time.

☐ An extension of ( ) month(s) was previously requested and paid for on in the instant application. Thus, a fee of \$0.00 is required to obtain an additional ( ) month(s) extension.

☐ The fee of \$130.00 under 37 C.F.R. § 1.17(i) for suspension of action is enclosed.

☐ Enclosed is(are) check(s) in the total amount of \$0.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$2,780.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

**Certificate of Transmission**  
I hereby Certify that this correspondence is being  
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On Sept. 13, 2004

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Signature

Typed or printed name of person signing certificate

LRS/KR/sbp  
0365-0428P

Attachment(s)

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By [Signature]  
Leonard R. Svensson, #30,330

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(Rev. 02/12/2004)